

Date of filing in State Engineer's Office..... **APR 27 1979**

Returned to applicant for correction.....

Corrected application filed.....

Map filed..... **APR 27 1979**

The applicant Jess Sustacha c/o Boyack Surveying, Inc.
515 South 5th St., of Elko, Nev.
Street and No. or P.O. Box No. City or Town
Nevada 89801, hereby make application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is underground
Name of stream, lake or other source.
2. The amount of water applied for is 0.05 second-feet
One second-foot equals 448.83 gals. per min.
- (a) If stored in reservoir give number of acre-feet acre-feet
3. The water to be used for stockwater
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
- (a) Irrigation (state number of acres to be irrigated)
- (b) Stockwater (state number and kinds of animals to be watered) 1000 cattle
- (c) Other use (describe fully under "No. 12. Remarks")
- (d) Power:
- (1) Horsepower developed
- (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point: NW¹4NW¹4 Section 28, T35N,
R57E, MDM at a point from which the NW corner of said section 28
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
bears N 35°00'00" W 1496.28 feet.
it should be stated.
6. Place of use NW¹4NW¹4 Section 28, T35N, R57E, MDM
Describe by legal subdivision, if on unsurveyed land it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Day and Month Day and Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pipeline and troughs

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$10,000.....
10. Estimated time required to construct works.....3 yr.....
11. Estimated time required to complete the application to beneficial use.....5 yr.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Applicant Jess Sustacha
Pro. Jan. 14, 1980 by B. L. M.
Protest withdrawn by BLM 1/13/83
Compared lp/bl br/ja Bys/ Alan S. Boyack
Alan S. Boyack
515 South 5th St.
Elko, Nev. 89801

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal, and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0312 cubic feet per second, or sufficient water to water 1000 head of cattle.

Actual construction work shall begin on or before N/A

Proof of commencement of work shall be filed before N/A

Work must be prosecuted with reasonable diligence and be completed on or before March 4, 1984

Proof of completion of work shall be filed before April 4, 1984

Application of water to beneficial use shall be made on or before March 4, 1986

Proof of the application of water to beneficial use shall be filed on or before April 4, 1986

Map in support of proof of beneficial use shall be filed on or before _____

Commencement of work filed.....
Completion of work filed.....
Proof of beneficial use filed.....
Cultural map filed.....
Certificate No.....
Recorded.....
County Recorder.....

IN TESTIMONY WHEREOF, I.....
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this.....
my office, this.....
A.D. 19.....
State Engineer